

PATENT

Express Mail Label No. EL592133389US  
Docket No. RSW9-2000-0119-US1

**Declaration and Power of Attorney for  
Patent Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SYSTEM AND METHOD FOR UPGRADING  
SOFTWARE IN A DISTRIBUTED COMPUTER SYSTEM**

the specification of which:

☒

is attached hereto.

☐

was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and  
was

amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above- identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

Number

Country

Day/Month/Year

Priority Claimed

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

A.B. Clay	Reg. No. 32,121
G.M. Doudnikoff	Reg. No. 32,847
E.H. Duffield	Reg. No. 25,970
J.W. Herndon	Reg. No. 27,901
J.S. Ray-Yarlett	Reg. No. 39,808
John T. Symestvedt	Reg. No. 18,117
Charles H. Lindrooth	Reg. No. 20,659
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Peter J. Butch, III	Reg. No. 32,203
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Patrick J. Kelly, Ph.D.	Reg. No. 34,638
Gary A. Hecht	Reg. No. 36,826
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Joshua R. Slavitt	Reg. No. 40,816
John A. Chionchio	Reg. No. 40,954
Gregory S. Bernabeo	Reg. No. 44,032
Stephen J. Weed	Reg. No. 45,202
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Gene J. Yao	Reg. No. 47,193

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Send all correspondence to:

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Telephone: (215) 923-4466  
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- (1) Inventor: Donald F. Ferguson

Signature: Donald F. Ferguson  
Residence: 2440 Pine Tree Place, Yorktown, NY 10598  
Citizenship: U.S.A.  
Post Office Address: Same as Residence

Date: 9/29/00

- (2) Inventor: Anand Byrappagari

Signature: \_\_\_\_\_  
Residence: 3102 Park Plaza Drive, Pittsburgh, PA 15229  
Citizenship: India  
Post Office Address: Same as Residence

Date: \_\_\_\_\_

- (3) Inventor: Graeme Dixon

Signature: \_\_\_\_\_  
Residence: 2214 Bond Street, Pittsburgh, PA 15237  
Citizenship: United Kingdom  
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- (1) Inventor: Donald F. Ferguson

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 2440 Pine Tree Place, Yorktown, NY 10598  
Citizenship: U.S.A.  
Post Office Address: Same as Residence

- (2) Inventor: Anand Byrappagari

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Residence: 3102 Park Plaza Drive, Pittsburgh, PA 15229  
Citizenship: India  
Post Office Address: Same as Residence

- (3) Inventor: Graeme Dixon

Signature: Graeme Dixon Date: 9/29/2000  
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